

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILED COMPLETION UNDER 37 CFR 52.1 and/or 85

In re Application of: Max George Hood

Attention: Mail Stop Missing Parts

Serial No.: 10/527,613

Attorney Docket No.: FBR-14-PCT-US

Filed: March 11, 2005

Group Art Unit: Unknown

Confirmation No.: 7218

Our Customer ID: 22827

Title: "Mixing Apparatus for Concrete"

Our Account No.: 04-1403

Commissioner for Patents

U.S. Patent and Trademark Office

Post Office Box 1450

Alexandria, VA 22313-1450

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- ☒ Rule 53 signed Declaration enclosed.
- ☐ This is a Rule 47 filing per attached Petition.
- ☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
- ☐ Specification originally filed in non-English language; hence verified translation attached of:
- ☐ Abstract ☐ pages of Specification (only spec. & claims) ☐ Drawing Figs.
- ☐ sheet(s) of formal drawings enclosed: size: ☐ A4 ☐ 14" ☐ 8½ by 11
- ☐ Attached is an assignment to \_\_\_\_\_.
- ☐ Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).

\_\_\_\_\_, filed in \_\_\_\_\_ on \_\_\_\_\_, respectively.

Certified copy (copies) ☐ attached; ☐ already filed on \_\_\_\_\_ in U.S. Application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_.☐ "Small Entity" status under Rule 27 claimed. ☐ Attached: \_\_\_\_\_ Verified Statement(s) establishing "small entity."☒ Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.☒ Attached: Return Receipt Postcard; PTO Form 2038☐ Preliminary Amendment: \_\_\_\_\_**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED****PER MPEP § 506 AND § 607**

If not earlier paid, add Basic Filing Fee	\$	.00
If not earlier paid, add Application Search Fee	\$	.00
If not earlier paid, add Application Examination Fee	\$	.00
Total Effective Claims ____ - 20 = ____ x \$50.00	=	\$ ____ .00
Independent Claims ____ - 3 = ____ x \$200.00	=	\$ ____ .00
If <u>any proper</u> multiple dependent claim (ignore improper) is present, add \$360.00	\$	.00
Filing Fee	\$	.00

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of \_\_\_\_\_, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1,020; 4 months \$1,590; 5 months \$2,160)

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130)

Subtotal \$ 130.00

If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract - \$ 65.00

Total = \$ 65.00

If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00) \$ .00

If "assignment" box is X'd, add recording fee (\$40.00) \$ .00

If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h) \$ .00

**TOTAL FEE ENCLOSED \$ 65.00**

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

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Greenville, SC 29602

Customer ID No.: 22827

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DORITY &amp; MANNING, ATTORNEYS AT LAW, P.A.

By: Bernard S. Klosowski, Jr. Reg. No. 47,710 Date: 9/19/05Signature: [Signature]

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Mail Stop Missing Parts, Post Office Box 1450, Alexandria, VA 22313-1450, on 9/19/05

Heather C. Byars

Typed or printed name of person mailing paper or fee)

Signature of person mailing paper or fee)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/527,613	FIRST NAMED APPLICANT Max George Hood	ATTY. DOCKET NO. FBR-14-PCT-US
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INTERNATIONAL APPLICATION NO. PCT/AU03/01180	
LA. FILING DATE 09/10/2003	PRIORITY DATE 09/11/2002

22827  
 DORITY & MANNING, P.A.  
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2 1 1 1 DOCKETING

Action Due: parts

Date Due: 9/20/05

Hu

CONFIRMATION NO. 7218  
 371 FORMALITIES LETTER



\*OC000000016562847\*

Date Mailed: 07/20/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/11/2005
- Copy of the International Search Report filed on 03/11/2005
- Preliminary Amendments filed on 03/11/2005
- Small Entity Statement filed on 03/11/2005
- U.S. Basic National Fees filed on 03/11/2005
- Priority Documents filed on 03/11/2005

**RECEIVED**

JUL 25 2005

DORITY AND MANNING

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,613	PCT/AU03/01180	FBR-14-PCT-US

FORM PCT/DO/EO/905 (371 Formalities Notice)